Scott. II-48—22,303—17-1-18.

P.W.(I) (1918) Department.

Mis SERIES.

G.O. No. 423. I

DATED 12. 12. 1918

[Despatch Abstract.]

Draft concession for the utilization of water power at Periyar. — Issuing a letter to Mr A H Garrett forwarding a copy of the revised — which had been forwarded to the Govt of India

[IND]EXED

H.M.

A draft letter to Mr. Garrett communicating to him a copy of the draft concession as now revised and submitted to the Govt. of India on the 8th inst. is submitted for approval.

2. The previous draft concession was forwarded to Mr. Garrett with letter No. 552 I dated 30.11.16. (flag 'L')

3. In letter No. 129 I d/ 27.3.17 a modification of the draft concession was intimated to him. (flag 'K')

4. The draft concession was accepted by Mr. Garrett in his letter dated 20.6.17. (flag A)

5. The letter to Mr. Garrett, if approved, will be despatched by [the] homeward mail leaving Madras tom[orrow].

W.H.H.
11.12.18

L.D.
11.12.18

CIRCULATED IN
Consul. 11
11.12.18

The Draft letter as ~~[illegible]~~ altered by H.M. may [issue].

W.G.
12/12/1918

Issue & return file to me as [...] as I want to consult H.M. regarding further communication to Mr. Garrett.

W.H.H.
12.12.18

I
Letter issued & file resubmitted.
[initials]
12/12/18

Issued as letter No. 4233 D/. 12.12.18.

V. urgent

Dept.

In his note to H.M. of yesterday the Pl. Secy: said that the letter to Mr Gandhi should be despatched by today's Bombay mail. It is therefore requested that the draft passed by H.M. & sent to D.D. this morning may be sent for fair copy & issue, with the copy of the enclosure to be sent herewith. It will be resubmitted to D.D., if necessary, after issue.

[signature] 12/12/48

[signature] 12/12/48

Tomorrow will do. [illegible] [illegible] [illegible]

No. 423-A(mis) dy 12.12.18

Letter

to

H. H. Garrett Esq
C/o Messrs H. S. King & Co
9 Pall Mall
London S.W.

Sir,

In continuation of my letter No 212 dt 29.5.17 I am directed to inform you that the terms of the draft concession have been under correspondence with the Govt of India & as a result certain modifications proposed ~~made~~ ~~in it~~ by the Madras Govt.

These are embodied in the amended draft which has yet to be ~~accept~~ approved by the Govt. of India. Pending such approval

I am to ask that you will communicate your acceptance of the terms of the amended ~~(agreement)~~ draft concession at the earliest opportunity.

In order to save delay the draft concession

Urgent

Type & make another copy of amended concession in form put up below.

Please type the enclosure to proposals
Prepared & sent for sign

as amended has been meanwhile forwarded to the Govt of India with the recommendation that it be granted to you.

[illegible] 10/12

WH 10/12/48

Enclosure.

Copy of amended Concession.

DESPATCHED
Date 12.12.48
Enclos. One

NOTES.

Urgent

Draft D.O. letter below to Mr. [illegible] to be fair copied at once for despatch by today's Bombay mail.

2. H.M. has approved verbally this morning of this information being furnished to Mr. Garrett.

W.H.

13.12.18

Secy. 11—8 (a)—160,004—16-1-17.

D.O. 783

This may be filed.
Comm. no 4230
12.12.18

Dear Garrett

Concession
423 I, d
inform you
of clause (4), with
line, is that the Govt. of India consider
if as the result of an enquiry held in
prescribed manner, as provided for in Sec.
40 of the Land Requisition Act (No. 1 of
1894), the Local Govt. are satisfied
the work for which the land is needed is
likely to prove useful to the public, the
terms of acquisition should form the subject
of a separate agreement of the nature
contemplated by Section 41 of the Act.

2. The stipulation in (new) Clause 5
of the draft Concession that the terms of sale
to the Company shall be subject to the
approval of the Local Govt. is made as
it would be undesirable that the Company's
capital should be unduly inflated by the
purchase of the Concession at an exorbitant
price.

3. As regards (new) clause 2

you will observe that disputes are to be referred to the arbitration of the Govt. of India & I trust that you will see no objection to this. It was suggested that the decision of the Local Govt. should be final as to whether a penalty is payable or not under the proviso of Clause 9 but it has been thought more satisfactory to propose that all disputes or differences shall be referred to the arbitration of the Govt. of India.

4. As already remarked in my covering letter No. 423 I d/ 12.12.18, the revised draft concession has been forwarded to you direct at this stage in order to save time. Its terms are however, subject to final approval by the Govt. of India, to whom it has also been submitted.

DESPATCHED
Date 13.12.18
Enclos. —

Yrs sincerely
W.A.H.

A.H. Garrett, Esq.
C/o Messrs. H.S. King & Co,
9 Pall Mall
London S.W.

When given for copying
When copied ________ } 191 .
When examined ________
When signed ________

READ AGAIN G.O. No. , DATED
191 .

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT .. .. .. A A A A A A A

LETTER OF GOVERNMENT

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.

N.B.—
A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.

6·7·27 H

4-5-83